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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

MAY 01 2007

at 10 o'clock and 55 min. A J
SUE BEITIA, CLERK

Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAI`I

SPORTS SHINKO (USA) CO., LTD., a) CIVIL NO. 04-00126 ACK/BMK
Delaware corporation,)
Plaintiff,)
vs.)
KIAHUNA GOLF CLUB, LLC, a)
Hawai`i, limited liability)
company; KG KAUAI DEVELOPMENT,)
LLC, a Hawai`i limited liability)
company; PUKALANI GOLF CLUB,)
LLC, a Hawai`i limited liability)
company; KG MAUI DEVELOPMENT,)
LLC, a Hawai`i limited liability)
company; MILILANI GOLF CLUB,)
LLC, a Hawai`i limited liability)
company; QK HOTEL, LLC, a)
Hawai`i limited liability)
company; OR HOTEL, LLC, a)
Hawai`i limited liability)
company, and KG HOLDINGS, LLC, a)
Hawai`i limited liability)
company, FRANKLIN K. MUKAI)
Defendants.)


FRANKLIN K. MUKAI,)
)
 Third-Party Plaintiff,)
)
 vs.)
)
 SPORTS SHINKO CO., LTD., a Japan)
 corporation, SPORTS SHINKO)
 (HAWAII) CO., LTD., a Hawai'i)
 corporation, SPORTS SHINKO)
 (MILILANI) CO., LTD., a Hawai'i)
 corporation, SPORTS SHINKO)
 (KAUAI) CO., LTD., a Hawai'i)
 corporation, SPORTS SHINKO)
 (PUKALANI) CO., LTD., a Hawai'i)
 corporation, SPORTS SHINKO)
 RESORT HOTEL CORPORATION, a)
 Hawai'i corporation, SPORTS)
 SHINKO (WAIKIKI) CORPORATION, a)
 Hawai'i corporation and OCEAN)
 RESORT HOTEL CORPORATION, a)
 Hawai'i corporation)
)
 Third-Party)
 Defendants.)
)

**RELEASE OF NOTICE OF PENDENCY OF ACTION
 FILED FEBRUARY 20, 2004**

Plaintiff SPORTS SHINKO (USA) CO., LTD., by and through its attorneys, Alston Hunt Floyd & Ing, hereby cancels and releases that certain Notice of Pendency of Action filed herein on February 20, 2004, and recorded in the Bureau of Conveyances of the State of Hawai'i as Document No. 2004-036086, and in Land Court as Document No. 3073327 pursuant to a judgment of dismissal by the United States District Court for the District of Hawaii, entered on April 10, 2007. As of the date of filing, the time for appeal has not expired and Plaintiff intends to appeal the

dismissal. Furthermore, on April 19, 2007, Defendant FRANKLIN K. MUKAI filed a Motion to Alter or Amend Judgment. This motion has not been heard or decided as of the date of this filing.

DATED: Honolulu, Hawai i, May 1, 2007..



PAUL ALSTON
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Attorneys for Plaintiffs and
Third-Party Defendants the SS
Companies